App I IX 4

Previous References (1951-52 MC)

File No 82-51

Serial Nos 23

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Qu c

P 9-E

Part B for March 52

SUBJECT

Model Byelows for requesting the use of Public Parks, Gardens and open Spaces

L 14312 / MC 82-51-23 Dt 8-3-52

The Compiler Mys Gazette

Approves & Notifies

WD 01546—GPB—25 000—12 9-51

E R Comis

19/4/52

6488
16 JAN 1952
MUNICIPAL ENGR

2166/LD
ml 82-51-23

Note

1 Under section 48 (1) (x) of the Purpose Town Planning Act 1951, model by laws have to be issued for regulating the use of parks, gardens & open spaces in Town Planning Schemes in the State

Draft model bylaws based on those in force in the Dairamgarh city TPS are framed & putting for approval may maybe referred to the Law Dept for favour of vetting

L S & Legal
15/1/52

were enclosed
the model bylaws
were in the earlier
planned city - now
book putting separately
are disposed of
Carcass of animals)
the bylaws in force in
Dairamgarh city are
also putting

TOWN PLANNING
21 JAN 1952

Hon. Law Secy

2

DCh
21/1/52
21/1/52

3 The draft Bye laws have been gone through the expression "open space" appears

Legs
21 JAN 1952

Byelaws for regulating use of Public Parks, Gardens &c 2166 LD

to need clarification so as to convey more clearly as to what exactly is meant to be covered by the expression

4 In the draft Byelaw No 2 it appears necessary to state that "No Public addresses meetings etc, shall be held without the permission of the President" as in draft Byelaw No 3 the remaining "Bottom" of draft Bylaw No 2 has to be worded suitably in other respects, the draft byelaws appear to be in order

Seen 28/1/52 5 The Administrative Secretariat may be requested to clarify the points referred to

Mas 30/1/52 Lawfer[illegible] 30/1

[illegible] 11471 JIJ 1952

6 The words used in sec 48(1)(x) of the Act itself are "public parks, gardens & open spaces, vested in or under the control of the T.C." — No more clarification of "open spaces" can be given or appear to be necessary

Instead of using the word "Park" to denote that it is only a public open garden or open space vested in or under

2166/LD

the Control of a H'C' that is intended,
a ~~brief~~ defining these terms as meaning
those vested in or under the Control of a
H'C' may be inserted in the beginning
of the other byelaws suitably varied—

4/2

Sec KM G
mas
4/2/52

8 As ordered, a definition clause has been inserted in byelaw 1 and necessary alterations made in the other byelaws

9 It is however respectfully submitted that it may be desirable to indicate clearly in the byelaws adopted by each municipality the municipal open spaces to which the byelaws are apply & the necessity for this arises owing to the fact that almost all unbuilt lands within the municipal limits except those belonging to private persons and the Govt, belong to the municipality and it will be extremely difficult to enforce byelaws applicable to parks and gardens in respect of open fields Dogs pigs and other animals more about in such open spaces

Byelaws for regulating the use of
Public Parks Gardens and Open Spaces
within any 216 Lds restriction, and
there can be no question of Contravening
2, 7, 13, 21 etc

~~Local Authority has to~~

10 In order to make the expression
'open space' more precise it was
suggested that it may be clarified

Reg
6/2/52

Mas
6 2 52

CBZ
6/2/52

11/6/52

11
Law Secretary)

12 I see no difficulty in
leaving open spaces undefined
according as it does not find the
parks, gardens, ~~the word may~~
be interpreted ejusdem generis -
& the note to be issued by the
President under Byelaws 2,
he can indicate the particular
open places to which the byelaws
apply -

Seey (AS)

11/6/52

1490
12/2
1 S 6 52

gth
12/2

12/2

CBZ
12/2

13 A - A draft letter to the Overseers of
Town PL cl. according as particular
14 the draft model byelaws as
~~affe~~ modified by - the Land

model bylaws for regulating the use of public parks, gardens & open spaces

6485/L

Deptt may be approved

L S & Legl, for
18/12/52

12179
L8/12

Pl
25/12

Pl (LSA)

Pl
18/12

Pl
24/12/52

Pl
25/12

The Compiler, Physical Gazetteer
L 14312/mil 52-37-23 of 1952
of 873/52

Others & enclosures 24/12/52

Please put up 6 printed copies of the bylaws
& also record

Printed Copy of the notification is put up. This will be 'B' recorded now

B
15/4/52

Pl
15/4

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 16312/ml 82 S1 Dated 23 Bangalore 8 3 1952--

NOTIFICATION

In exercise of the powers conferred by Section 48 (1) (x) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951), His Highness the Maharaja of Mysore is pleased to make the following model bye-laws for securing the protection of public parks, gardens and open spaces vested in or under the control of the Town Municipal Councils in the State from injury or misuse and for regulating the management and the manner in which they may be used by the public and for providing for the proper behaviour of persons in them:-

BYE LAWS FOR REGULATING THE USE OF PUBLIC PARKS, GARDENS AND OPEN SPACES.

1. In these bye-laws the words 'public parks, gardens and open spaces' shall mean such public parks, gardens and open spaces as are vested in or under the control of the Municipal Council.

2. Parks, Gardens or open spaces when to be kept open:- Every public park, garden and open space shall remain open to the public between such hours as may be notified by the President on the notice board to be placed in some conspicuous part of the entrance to such park, garden or open space.

3. Public Entertainments, Ceremony or Exhibitions:- No public entertainment, ceremony or exhibition shall be held in a public park, garden or open space, except after permission has been obtained from or given by the President in that behalf. Such park, garden or open space shall be kept open or closed for such period and upon such terms and conditions as may be considered expedient by the President and notified in the manner mentioned in bye-law No.2 or by Notification in one or more local newspapers. This shall not apply to meetings that come under bye-law No.4.

4. Public meetings in parks etc.:- No public meeting shall be held in any public park, or garden except in such portion thereof as is set apart by the Municipal Council for the purpose of such meetings, and in any public park, or garden when any such portion

portion is not set apart, no public meeting shall be held without the permission of the President.

5. Entrance or Exit:- No person shall enter or quit a public park, garden or open space except by one of the gates or other opening, if any, provided for the purpose.

6. Prohibition against defacing or displacing Notices Boards: No person shall deface or displace any board or tablet in a public park, garden or open space wherein any notice or bye-law of the Municipal Council is exhibited.

7. Prohibition against bringing of animals:- No person shall bring into a public park, garden or open space any animal whatever except a dog in leash or suffer to remain therein any animal belonging to him or in his charge.

8. Posting Hand bills:- No person shall, except with the written permission of the President, post or affix any bill, placard or notice in any part of, or upon any tree, in a public park, garden or open space nor shall any handbills be distributed in any public park, garden or open space except with the permission of the President.

9. Prohibition against removing or distrubing soil etc.:- No person otherwise than in the discharge of his official duty as a servant of the Municipality, shall remove or distrub any soil, turf or flower bed or pluck any flower or leaf in a public park, garden, or open space.

10- Damaging property or throwing rubbish: No person shall destroy injure, deface, soil or defile any part of any wall, fence, barrier or railings in or enclosing any public park, garden or open space or any part of any seat, building, monument, work of art, ornament or decoration or any other structure or erection of any municipal property in a public park, garden or open space.

11. Throwing stones etc:- No person shall threw on, or discharge into a public park, garden or open space, stones or other missiles.

12. Prohibiting the climbing of trees, walls etc: No person shall climb any tree, wall, fence, barrier, railing or post in or enclosing a public park, garden or open space.

13. Games: No game shall be played in a public park, garden or open space, except subject to such conditions, as may from time to

as may from time to time, be prescribed by the President and notified on a notice board placed in some conspicuous part of the entrance of the public park, garden or open space.

14. Drinking:- No person shall drink within a public park, garden or open space any intoxicating liquor.

15. Erections:- Except with the written permission of the President, no person shall erect any post rail, fence, pole, tent, booth, stand building or other structure in a public park, garden or open space.

16. Sale of articles:- No person shall, except with the written permission of the President, sell or offer or expose for sale or let to hire or offer or expose for letting to hire any commodity or article in a public park, garden or open space.

17. Drying or bleaching linen:- No person shall spread or deposit any linen or other fabric in a public park, garden or open space for the purpose of drying or bleaching the same.

18. Obstructing or disturbing servants on duty and others:- No person shall wilfully obstruct, disturb, or interrupt any other person in the proper use of enjoyment of a public park, garden of open space or wilfully obstruct, distrub or interrupt any officer or servant of the Municipality or any person employed by the Municipality in the execution of his duty.

19. Nuisance:- No person shall commit nuisance in any public park, garden or open space;

20. Creating disturbance or causing annoyance to the public:- No person shall create disturbance or cause annoyance to the public in a public park, garden or open space or use abusive , obscene or profane language.

21. Prohibition of entry of person suffering from loathsome or infectious disease:- No person suffering from loathsome or infectious disease shall enter a public park, garden or open space.

22. Prohibition of Grazing etc., of animals in public parks:- No person shall graze or feed any animal, or suffer any animal to be grazed or fed on any grass or tree in any public park, garden or open space.

23. Prohibition of writing Etc., on trees:- No person shall write paint, cut or carve or affix anything on any tree in any public park, garden, or open space.

24. Prohibition of Driving Nails etc: into trees:- No person shall drive any nail or ring or any other similar article into any tree in any public park, garden or open space.

25. Prohibition of tethering animals to trees etc:- No person shall tether any animal to any tree or fence or post in or pertaining to, any public park, garden or open space.

26. Prohibition of bathing etc in tanks and ponds etc:- No person shall bathe or wash clothes in any tank, pond or orn amental water storage in any public park or garden where a notice to that effect is put up by the Municipal Council.

27. Penalty for breach of bye-laws:- Whoever commits a breach of any of the above bye-laws shall, on conviction before a Magistrate, be punishable with a fine which may extend to rupees twentyfive.

By order of
His Highness the Maharaja,
Sd. K.BALASUBRAMANYAM

Secretary to Government,
L.S.G. Department.

To

The Compiler, Mysore Gazette, for publication in Part IV.2.C of the Mysore Gazette and supply of 2000 copies thereof to the Municipal Branch of the Secretariat

Memo No.L. 14313 - 14429 & 3 & 2

Copy of the above is forwarded to:-

1. The Deputy Commissioners of Districts
2. " Commissioner for Local Self Government in Mysore,
3. " Presidents of Town Municipal Councils.

(G.Ramachandra Rao)
For Secretary to Government,
L.S.G. Department.

kmr-12/4.3

In these bye laws, unless the 14312/Rul 2-51 23 3-5 5 & 6 year
context otherwise requires the words "Public Parks, gardens and open spaces" shall mean such public parks gardens and open spaces as are vested in, or under the control of the municipal council

NOTIFICATION

In exercise of the powers conferred by Section 48 (1) (x) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951), His Highness the Maharaja of Mysore is pleased to make the following model bye-laws for securing the protection of public parks, Gardens and open spaces vested in or under the contr of the Town Municipal Councils in the State from injury or misuse, and for regulating the management and the manner in which they may be used by the public and for providin for the proper behaviour of persons in them

BYE LAWS FOR REGULATING THE USE OF PUBLIC PARKS, GARDENS AND OPEN SPACES

2 Parks, Gardens or open spaces when to be kept open Every public park, Garden and open spaces vested in the ~~Municipal Council~~ shall remain open to the public between such hours as may be notified by the Preside on the notice board to be placed in some conspicuous part of the entrance to such park, garden or open space

3 Public Entertainments, Ceremony or Exhibitio ~~On the occasion of any~~ No public entertainment, ceremony or exhibition ~~taking place in such a~~ to be held in a public park, garden or open space ~~after~~ before permission has been obtained from or given by the President in that behalf ~~such~~ such park, garden or open space shall be kept open or closed for such period and upon such terms and conditions as may be considered expedient by the President and notified in the manner mentioned in Bye-law No 2 or by Notification in one or more local newspapers This shall not apply to meetings that come under Bye-laws No 4

4 Public Meetings in Parks etc - No public

meeting shall be held in any public park, or garden or open space ~~vested in the Municipal Council~~ except in such portion thereof as is set apart by the Municipal Council) for the purpose of ~~public meetings~~, and in any public park, or garden or open ~~space~~, when any such portion is not set apart, no public meeting shall be held without the permission of the Presider.

5 A Entrance or Exit. No person shall enter or quit such a public park, garden or open space except by one of the gate or other opening, if any, provided for the purpose

6 ~~5~~ Prohibition against defacing or Displacing Notice Boards No person shall deface or displace any board or tablet in ~~such~~ parks, garden, or open space wherein any notice or bye-law of the Municipal Council is exhibited

7 ~~6~~ Prohibition against bringing of animals - No person shall bring into ~~such~~ a public park, garden or open space any animal whatsoever (except a dog in lead) or suffer to remain therein any animal belonging to him or in his charge

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~~26 No person~~

26 Penalty for Breach of Bye-laws Whoever commits a breach of any of the above bye-laws shall, on conviction before a Magistrate, be punishable with a fine which may extend to rupees twenty five

By order of
His Highness the Maharaja

9(b)/21/1/52

Secretary to Government.
L S G Department.

(Contd in nex

To

The Compiler, Mysore Gazette, for publicatio
in part IV-2C of the Gazette and supply
200 copies thereof to the Municipal Bra
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Memo No L 1433-1442 / 82-51-23
8 8 52

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3 " Presidents of Town Municipal Councils

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knr-3/15 1 52

NOTIFICATION

N L 14312—MI 84-51 29 B g l re d t d 8th M rch 1952

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By Order of His Highness the Maharaja

K BALASUBRAMANYAM
Secretary to Government
Local Self Government Department

Printed by the Director of Printing Stationery and Publications at the Government Press Bangalore